

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

|  |   |                            |
|--|---|----------------------------|
| INTERNATIONAL BUSINESS MACHINES CORPORATION, | ) |                            |
|  | ) |                            |
|  | ) |                            |
| Plaintiff,                                   | ) | C.A. No. 15-137-LPS        |
|  | ) |                            |
| v.   | ) | <b>JURY TRIAL DEMANDED</b> |
|  | ) |                            |
| THE PRICELINE GROUP INC.,                    | ) | <b>PUBLIC VERSION</b>      |
| KAYAK SOFTWARE CORPORATION,                  | ) |                            |
| OPENTABLE, INC., AND                         | ) |                            |
| PRICELINE.COM LLC,                           | ) |                            |
|  | ) |                            |
| Defendants.                                  | ) |                            |

**LETTER TO THE HONORABLE LEONARD P. STARK  
FROM BINDU A. PALAPURA**

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5594402 / 42141



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**VIA ELECTRONIC-FILING**

The Honorable Leonard P. Stark  
U.S. District Court for the District of Delaware  
J. Caleb Boggs Federal Building  
844 N. King Street  
Wilmington, DE 19801-3556

**PUBLIC VERSION**

Re: *International Business Machines Corporation v. The Priceline Group Inc., et al.*,  
C.A. No. 15-137-LPS

Dear Chief Judge Stark:

I write to follow up on the December 21, 2017 teleconference with the Court and to inform the Court that the parties have fully executed their settlement agreement. As a result, the parties agree that the pretrial and trial dates are no longer necessary and can be taken off calendar. The parties will now begin the steps of dismissing the case in stages, as discussed during the December 21 teleconference.

Respectfully,

*/s/ Bindu A. Palapura*

Bindu Palapura

BAP/msb/5594402/42141

cc: Clerk of the Court (via hand delivery)  
Counsel of Record (via electronic mail)